

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
WACO DIVISION**

K.MIZRA LLC,

Plaintiff,

v.

CISCO SYSTEMS, INC.,

Defendant.

Civil Action No. 6:20-CV-01031-ADA

**JURY TRIAL DEMANDED**

**JOINT NOTICE OF FOURTH PROPOSED AMENDMENT OF SCHEDULING ORDER**

Plaintiff K.Mizra LLC and Defendant Cisco Systems, Inc. (collectively, “the Parties”) respectfully submit this notice of their fourth proposed amendment of certain dates set forth in the Parties’ Joint Notice of Third Proposed Amendment of Scheduling Order filed on May 12, 2023 (*see* ECF No. 104). Specifically, the Parties have agreed upon a five-day extension of time for the filing of *Daubert* motions as to Mr. Mike Pellegrino *only*. All other dispositive motions and *Daubert* motions shall be filed on or before June 9, 2023 (*see* ECF No. 104).<sup>1</sup> The deadlines to file responses and replies to *Daubert* motions will not be changed.

The Parties note that the current dates for the joint pretrial order and pretrial submissions, the final pretrial conference, and trial (*see* ECF Nos. 76, 83, 102, and 104) will not be affected by the Parties’ proposed amended schedule. For the Court’s convenience, a comparison of the current dates and the Parties’ proposed dates are set forth in the following chart:

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<sup>1</sup> The Parties previously agreed to extend the deadline to file *Daubert* motions as to Ms. Ambreen Salters up to and including June 14, 2023 (*see* ECF No. 104).

Event	Current Deadline	Parties' Proposed Date
Dispositive motion deadline and <i>Daubert</i> motion deadline.	June 9, 2023	No Change
Dispositive motion deadline and <i>Daubert</i> motion deadline as to Mr. Mike Pellegrino <i>only</i> .	June 9, 2023	June 14, 2023
Dispositive motion deadline and <i>Daubert</i> motion deadline as to Ms. Ambreen Salters <i>only</i> .	June 14, 2023	No Change
Deadline to file Response to Daubert motions.	June 23, 2023	No Change
Deadline to file Response to Dispositive Motions.	June 23, 2023	No Change
Deadline to file Replies to Responses to Dispositive motions	June 30, 2023	No Change
Deadline to file Replies to Responses to Daubert motions.	June 30, 2023	No Change
Serve Pretrial Disclosures (jury instructions, exhibit lists, witness lists, discovery, and deposition designations).	June 16, 2023	No Change
Serve objections to pretrial disclosures/rebuttal disclosures.	June 30, 2023	No Change
Serve objections to rebuttal disclosures and file motions <i>in limine</i> .	July 14, 2023	No Change
File Joint Pretrial Order and Pretrial Submissions (jury instructions, exhibit lists, witness lists, discovery and deposition designations).	July 14, 2023	No Change
File oppositions to motions <i>in limine</i> .	July 21, 2023	No Change
File reply briefs to motions <i>in limine</i> .	July 28, 2023	No Change
Deadline to meet and confer regarding remaining objections and disputes on motions <i>in limine</i> .	July 25, 2023	No Change
File Joint Notice identifying remaining objections to pretrial disclosures and disputes on motions <i>in limine</i> .	July 28, 2023	No Change
Final Pretrial Conference.	August 1, 2023	No Change
Jury Selection/Trial.	August 14, 2023	No Change

Accordingly, the Parties respectfully request that the Court enter the Amended Scheduling Order as set forth in the above chart.

Dated: June 6, 2023

By: /s/ Patricia Y. Ho

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Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing document has been served on June 6, 2023, to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system.

*/s/ Melissa R. Smith*

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Melissa R. Smith